

JOURNAL OF THE HOUSE

SECOND REGULAR SESSION, 90th GENERAL ASSEMBLY

TWENTY-THIRD DAY, MONDAY, FEBRUARY 14, 2000

Speaker Gaw in the Chair.

Prayer by Reverend Rudy Beard.

Gracious God, You are love itself. Bless the men and women of this House and those who support them. Give them a heart for tough decisions. Give them a heart for loyalty. Give them a heart for those whose needs are great. Give them a heart for children. Give them a heart for commitments. And to You be glory and power forever. Amen

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-second day was approved as corrected by the following vote:

AYES: 150

Abel	Akin	Alter	Auer	Barnett
Barry 100	Bartelsmeyer	Bartle	Bennett	Berkowitz
Berkstresser	Black	Blunt	Boatright	Bonner
Boucher	Boykins	Bray 84	Britt	Burton
Campbell	Carter	Champion	Chrismer	Cierpiot
Clayton	Crawford	Crump	Curls	Davis 122
Davis 63	Days	Dolan	Dougherty	Elliott
Enz	Evans	Farnen	Fitzwater	Foley
Ford	Foster	Franklin	Fraser	Gambara
Gaskill	George	Gibbons	Graham 106	Graham 24
Gratz	Green	Griesheimer	Gross	Gunn
Hagan-Harrell	Hampton	Harlan	Hartzler 123	Hegeman
Hendrickson	Hickey	Hilgemann	Hohulin	Holand
Hollingsworth	Hosmer	Howerton	Kelly 27	Kennedy
King	Kissell	Klindt	Koller	Kreider
Lakin	Lawson	Leake	Legan	Levin
Liese	Linton	Lograsso	Long	Loudon
Luetkemeyer	Luetkenhaus	Marble	May 108	McBride
McClelland	McKenna	McLuckie	Merideth	Miller
Monaco	Murphy	Murray	Myers	Naeger
Nordwald	O'Connor	O'Toole	Ostmann	Overschmidt
Parker	Phillips	Pouche	Pryor	Purgason
Ransdall	Reid	Reinhart	Relford	Reynolds
Richardson	Ridgeway	Riley	Rizzo	Robirds
Ross	Sallee	Scheve	Schilling	Schwab
Scott	Secrest	Seigfreid	Selby	Shelton
Shields	Smith	Stokan	Summers	Surface
Thompson	Townley	Treadway	Troupe	Tudor
Van Zandt	Vogel	Wagner	Ward	Wiggins
Williams 121	Williams 159	Wilson 25	Wilson 42	Mr. Speaker

NOES: 002

Patek Wright

PRESENT: 000

ABSENT WITH LEAVE: 010

Backer
Hoppe

Ballard
Kasten

Froelker
Kelley 47

Hanaway
Mays 50

Hartzler 124
Skaggs

VACANCIES: 001

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 267 - Representative Kreider
House Resolution No. 268 - Representative Leake
House Resolution No. 269 - Representative Patek
House Resolution No. 270 - Representative Luetkemeyer
House Resolution No. 271 - Representative Ford
House Resolution No. 272 - Representative Murphy

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 17 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1979 through **HB 1997** were read the second time.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HS HCS HBs 1215 & 1240 - Fiscal Review

PERFECTION OF HOUSE BILLS

HB 1082, relating to federal land acquisition, was placed on the Informal Calendar.

HB 1452, relating to Nazi Holocaust restitution, was taken up by Representative Foley.

On motion of Representative Foley, **HB 1452** was ordered perfected and printed.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HB 1114, relating to appropriations, was taken up by Representative Franklin.

Representative Burton offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1114, Page 8, Section 14.230, by inserting immediately after said section one new section to read as follows:

Section 14.230. To the Attorney General	
Expense and Equipment	
From General Revenue Fund	\$235,000
Personal Service	59,153
Expense and Equipment	<u>51,552</u>
From Attorney General's Antitrust	
Revolving Fund	<u>110,705</u>
Total	\$ 345,705

On motion of Representative Burton, **House Amendment No. 1** was adopted by the following vote:

AYES: 137

Abel	Akin	Alter	Auer	Ballard
Barnett	Barry 100	Bartelsmeyer	Bartle	Bennett
Berkowitz	Berkstresser	Black	Blunt	Boatright
Bonner	Boucher	Boykins	Britt	Burton
Campbell	Carter	Champion	Chrismer	Cierpiot
Clayton	Crawford	Crump	Curls	Davis 122
Davis 63	Dolan	Dougherty	Elliott	Enz
Evans	Farnen	Fitzwater	Foley	Ford
Foster	Franklin	Gambara	Gaskill	George
Gibbons	Graham 106	Gratz	Green	Griesheimer
Gross	Gunn	Hagan-Harrell	Hampton	Hartzler 123
Hartzler 124	Hegeman	Hendrickson	Hickey	Hilgemann
Hohulin	Holand	Hollingsworth	Hosmer	Howerton
Kelly 27	Kennedy	King	Kissell	Klindt
Kreider	Lakin	Lawson	Leake	Legan
Levin	Liese	Linton	Lograsso	Long
Loudon	Luetkemeyer	Marble	May 108	McBride
McClelland	McKenna	Merideth	Miller	Monaco
Murphy	Murray	Myers	Naeger	Nordwald
O'Connor	O'Toole	Ostmann	Overschmidt	Parker
Patek	Phillips	Pouche	Pryor	Purgason
Ransdall	Reid	Reinhart	Relford	Reynolds
Richardson	Ridgeway	Rizzo	Robirds	Ross
Sallee	Schwab	Scott	Secrest	Seigfreid
Selby	Shelton	Shields	Smith	Stokan
Summers	Surface	Townley	Treadway	Tudor
Vogel	Wagner	Wiggins	Williams 159	Wilson 42
Wright	Mr. Speaker			

NOES: 012

Bray 84	Days	Fraser	Graham 24	Harlan
Koller	McLuckie	Scheve	Schilling	Thompson
Van Zandt	Wilson 25			

PRESENT: 001

Riley

ABSENT WITH LEAVE: 012

Backer	Froelker	Hanaway	Hoppe	Kasten
Kelley 47	Luetkenhaus	Mays 50	Skaggs	Troupe
Ward	Williams 121			

VACANCIES: 001

Representative Lograsso offered **House Amendment No. 2**.

Representative Franklin raised a point of order that **House Amendment No. 2** is out of order according to Article IV, Section 25 of the Constitution.

The Chair ruled the point of order well taken.

Representative Troupe offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1114, Page 7, Section 14.170, Line 1, by deleting all of said section.; and

Further amend said bill and said page, Section 14.175, Line 1, by deleting all of said section.

On motion of Representative Troupe, **House Amendment No. 2** was adopted.

On motion of Representative Franklin, **HCS HB 1114, as amended**, was adopted.

On motion of Representative Franklin, **HCS HB 1114, as amended**, was ordered perfected and printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1998, introduced by Representatives Clayton and Hagan-Harrell, relating to certain county retirement systems.

HB 1999, introduced by Representative Gambaro, relating to the creation of a collaborative action team pilot program.

HB 2000, introduced by Representative Luetkenhaus, relating to child abuse reports.

HB 2001, introduced by Representative Scheve, relating to the gaming commission.

HB 2002, introduced by Representative Klindt, relating to fund transfers for certain school districts.

HB 2003, introduced by Representatives Kennedy, Gambaro and Hilgemann, relating to the contiguous property redevelopment fund.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 556**, entitled:

An act to repeal sections 355.561 and 355.596, RSMo 1994, relating to not for profit corporations, and to enact in lieu thereof two new sections relating to the same subject.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 596**, entitled:

An act to repeal section 67.1360, RSMo Supp. 1999, relating to local sales tax for tourism, and to enact in lieu thereof one new section relating to the same subject, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 657**, entitled:

An act to repeal section 252.230, RSMo Supp. 1999, relating to wildlife offenses, and to enact in lieu thereof one new section relating to the same subject, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 663**, entitled:

An act to repeal section 337.029, RSMo Supp. 1999, as enacted by house committee substitute for senate committee substitute for senate bill no. 732 of the eighty-ninth general assembly, second regular session, relating to the regulation and licensing of psychologists.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 669**, entitled:

An act to repeal section 21.250, RSMo 1994, relating to powers of the general assembly, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 788**, entitled:

An act to repeal section 105.055, RSMo 1994, and section 105.058, RSMo Supp. 1999, relating to public officers and employees, and to enact in lieu thereof two new sections relating to the same subject.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILLS

February 14, 2000

The Honorable Steve Gaw
Speaker of the House
Room 308, State Capitol
Jefferson City, MO 65101

Dear Mr. Speaker:

I respectfully request that **House Bill 1235** be withdrawn.

Thank you.

Sincerely,

/s/ Cindy Ostmann
District 14

February 14, 2000

The Honorable Steve Gaw
Speaker of the House
Room 308, State Capitol
Jefferson City, MO 65101

Dear Mr. Speaker:

I respectfully request that **House Bill 1721** be withdrawn.

Thank you.

Sincerely,

/s/ Cindy Ostmann
District 14

ADJOURNMENT

On motion of Representative Crump, the House adjourned until 10:00 a.m., Tuesday, February 15, 2000.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Twenty-Second Day, Thursday, February 10, 2000, pages 257 and 258, roll call, by showing Representative Kennedy voting "aye" rather than "absent with leave".

Pages 257 and 258, roll call, by showing Representative Patek voting "no" rather than "absent with leave".

Pages 259 and 260, roll call, by showing Representative Reynolds voting "aye" rather than "absent with leave".

Pages 260 and 261, roll call, by showing Representatives Berkstresser, Patek and Williams (121) voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

APPROPRIATIONS - EDUCATION AND PUBLIC SAFETY

Tuesday, February 15, 2000. Hearing Room 1 upon adjournment.
Continue mark-up. CANCELLED.

APPROPRIATIONS - EDUCATION AND PUBLIC SAFETY

Wednesday, February 16, 2000. Hearing Room 1 upon adjournment.
Mark-up.

APPROPRIATIONS - HEALTH AND MENTAL HEALTH

Wednesday, February 16, 2000. Hearing Room 6 upon adjournment.
Mark-up Dept. of Health, Dept. of Mental Health.

APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Tuesday, February 15, 2000. Hearing Room 5 upon adjournment.
Open items. Executive Session.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Tuesday, February 15, 2000, 8:00 am. Hearing Room 3.
Mark-up Dept. of Corrections, Dept. of Social Services.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Tuesday, February 15, 2000. Hearing Room 3 upon adjournment.
Mark-up Dept. of Corrections, Dept. of Social Services.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Wednesday, February 16, 2000, 8:00 am. Hearing Room 3.
Mark-up Dept. of Social Services.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Wednesday, February 16, 2000. Hearing Room 3 upon adjournment.
Mark-up Dept. of Social Services.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Thursday, February 17, 2000, 8:00 am. Hearing Room 3.
Mark-up Dept. of Social Services.

APPROPRIATIONS - SOCIAL SERVICES AND CORRECTIONS

Thursday, February 17, 2000. Hearing Room 3 upon adjournment.
Mark-up Dept. of Social Services.

BANKS AND FINANCIAL INSTITUTIONS

Tuesday, February 15, 2000, 9:30 am. Side gallery.
To be considered - Executive Session - HB 1780

BANKS AND FINANCIAL INSTITUTIONS

Wednesday, February 16, 2000, 3:00 pm. Hearing Room 3.
Presentation of the Federal Financial Modernization Act of 1999.
Rescheduled from 2-9-2000.

CHILDREN, YOUTH AND FAMILIES

Wednesday, February 16, 2000, 7:30 pm. Hearing Room 6.
AMENDED NOTICE. To be considered - HB 1712, Executive Session - HB 1675,
Executive Session - HB 1676, Executive Session - HB 1677

CIVIL AND ADMINISTRATIVE LAW

Wednesday, February 16, 2000, 3:00 pm. Hearing Room 1.
Executive Session will follow.
To be considered - HB 1502, HB 1543, HB 1703, HB 1770

CONSUMER PROTECTION

Tuesday, February 15, 2000, 8:00 pm. Hearing Room 1.
Executive Session.

CORRECTIONAL & STATE INSTITUTIONS

Tuesday, February 15, 2000, 8:00 pm. Hearing Room 7.
Executive Session may follow.
To be considered - HB 1604, HB 1654, HB 1769

EDUCATION - ELEMENTARY AND SECONDARY

Wednesday, February 16, 2000, 8:30 am. Hearing Room 1.
CORRECTED NOTICE. To be considered - HB 1217, HB 1279,
HB 1412, Executive Session - HB 1073, Executive Session - HB 1154,
Executive Session - HB 1221, Executive Session - HB 1361

EDUCATION - HIGHER

Wednesday, February 16, 2000, 3:00 pm. Hearing Room 5.

To be considered - HB 1609, HB 1660, HB 1893, Executive Session - HB 1475,
Executive Session - HB 1578

FISCAL REVIEW

Wednesday, February 16, 2000, 8:30 am. Hearing Room 4.

Executive Session. To be considered - HB 1074, HB 1186, HB 1510, HB 1586

GOVERNMENTAL ORGANIZATION AND REVIEW

Wednesday, February 16, 2000, 8:30 am. Hearing Room 8.

Possible Executive Session.

To be considered - HB 1728, HB 1733

INSURANCE

Tuesday, February 15, 2000, 8:30 am. Hearing Room 5.

To be considered - HB 1616, HB 1680, HB 1739

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Thursday, February 17, 2000. Senate Committee Room 1 upon morning
adjournment. Closed meeting within the meaning of Chapter 610, RSMo

JUDICIARY

Tuesday, February 15, 2000, 3:00 pm. Hearing Room 5.

Executive Session to follow.

To be considered - HB 1138, HB 1181, HB 1182, HB 1276, HB 1367, HB 1374,
HB 1403

LABOR

Tuesday, February 15, 2000, 3:00 pm. Hearing Room 3.

To be considered - HB 1816, Executive Session - HB 1377,
Executive Session - HB 1428

LOCAL GOVERNMENT AND RELATED MATTERS

Tuesday, February 15, 2000, 3:00 pm. Hearing Room 7.

Executive Session may follow.

To be considered - HB 1514, HB 1545, HB 1651, HB 1659, HB 1684, HB 1708,
HB 1710, HB 1727, HB 1749, HB 1766, HB 1843

MOTOR VEHICLE AND TRAFFIC REGULATIONS

Tuesday, February 15, 2000, 3:00 pm. Hearing Room 1.

To be considered - HB 1228, HB 1236, HB 1306, HB 1364, HB 1399, HB 1432,
HB 1513, HB 1515, HB 1645

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 16, 2000, 4:00 pm. Hearing Room 2.

To be considered - HB 1413, HB 1467, HB 1497, HB 1562, HB 1848

PUBLIC HEALTH

Tuesday, February 15, 2000, 3:00 pm. Hearing Room 4.

Executive Session to follow.

To be considered - HB 1605, HB 1711, HB 1754, HB 1804, HB 1828

PUBLIC SAFETY AND LAW ENFORCEMENT

Tuesday, February 15, 2000, 8:30 am. Hearing Room 6.

Executive Session may follow.

To be considered - HB 1697, HB 1757, HB 1771

SOCIAL SERVICES, MEDICAID AND THE ELDERLY

Tuesday, February 15, 2000, 7:30 pm. Hearing Room 6.

Possible Executive Session to follow. AMENDED NOTICE.

To be considered - HB 1719

WAYS AND MEANS

Tuesday, February 15, 2000, 3:00 pm. Hearing Room 6.

Executive Session possible.

To be considered - HB 1401, HB 1424, HB 1466, HB 1523, HB 1606, HB 1643, HB 1687, HB 1700, HB 1726, HB 1773, HB 1774, HB 1810

HOUSE CALENDAR

TWENTY-FOURTH DAY, TUESDAY, FEBRUARY 15, 2000

HOUSE BILLS FOR SECOND READING

HB 1998 through HB 2003

HOUSE JOINT RESOLUTION FOR PERFECTION

HCS HJR 61 - Van Zandt

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1742 - Koller
- 2 HCS HB 1254 - Kissell
- 3 HCS HB 1644 - Hagan-Harrell

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1362, HS, as amended, pending - Harlan
- 2 HB 1082 - Crump

HOUSE BILLS FOR PERFECTION - CONSENT

(February 14, 2000)

- 1 HB 1376 - Farnen
- 2 HB 1197 - Hosmer
- 3 HB 1292 - Auer
- 4 HB 1208 - Fitzwater
- 5 HB 1353 - Farnen
- 6 HB 1185 - Gratz
- 7 HB 1085 - Selby
- 8 HB 1396 - Farnen
- 9 HB 1097 - Hosmer
- 10 HB 1289 - Auer

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 1114 - Franklin

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1074, (Fiscal Review 2-9-00) - Relford
- 2 HB 1186, (Fiscal Review 2-10-00) - Gratz
- 3 HS HCS HB 1215 & 1240, (Fiscal Review 2-14-00) - Smith

SENATE BILLS FOR SECOND READING

- 1 SB 556
- 2 SCS SB 596
- 3 SCS SB 657
- 4 SB 663
- 5 SB 669
- 6 SB 788